

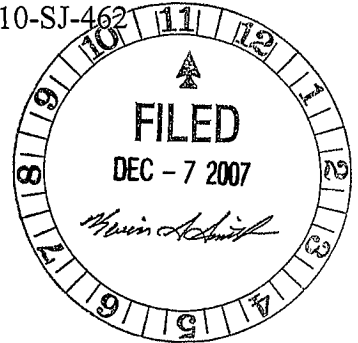
In the  
**Indiana Supreme Court**

STATE of Indiana

vs.

Delmas SEXTON

) Supreme Court No. 02S00-0710-SJ-462  
)  
) Case No. 02D04-0607-FC-161  
)  
) in the Allen Superior Court  
)



ORDER APPOINTING SPECIAL JUDGE

Comes now the Honorable John F. Surbeck, Jr., Judge of the Allen Superior Court, and on his own motion recuses himself and remands this cause to the Court for appointment of a special judge.

And this Court, being duly advised, now finds that a special judge should be appointed to hear this matter in the Allen Superior Court pursuant to Ind. Criminal Rule 13.

IT IS, THEREFORE, ORDERED that the Honorable Thomas M. Hakes is appointed as special judge to hear this matter in the Allen Superior Court. This order vests jurisdiction in Judge Hakes. Pursuant to Ind. Trial Rule 79(K), an oath of office is not required.

The Clerk of this Court is directed to forward notice of this Order to the Hon. John F. Surbeck, Jr., Allen Superior Court, 715 South Calhoun Street, #317, Fort Wayne, IN 46802-1805; to the Hon. Thomas A. Hakes, Huntington Circuit Court, 201 North Jefferson Street, #301, Huntington, IN 46750-2800; and to the Clerk of the Allen Superior Court.

The Clerk of the Allen Superior Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this 7<sup>th</sup> day of December, 2007.

A handwritten signature in dark ink, appearing to read "R. T. Shepard".

Randall T. Shepard  
Chief Justice of Indiana